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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 SEA MAR COMMUNITY HEALTH
10 CENTERS,

11 Plaintiff,

12 v.

13 ACCREDITATION COUNCIL FOR
14 GRADUATE MEDICAL EDUCATION,

15 Defendant.

Case No. 2:24-cv-896

**DECLARATION OF ADRIANNA
M. SIMONELLI IN SUPPORT OF
PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

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17 Adrianna M. Simonelli declares:

18 1. I am an attorney at the law firm Perkins Coie LLP and counsel for plaintiff Sea Mar
19 Community Health Centers ("Sea Mar") in this action. I make this declaration based on personal
20 knowledge about which I am competent to testify.

21 2. Attached as **Exhibit 1** is a true and correct screen capture of the landing page of
22 seamar.org, located at URL <https://www.seamar.org>, which was captured at my direction on June
23 20, 2024.

24 3. Attached as **Exhibit 2** is a true and correct screen capture of the "About Us" page
25 of seamar.org, located at URL <https://www.seamar.org/history.html>, which was captured at my
26 direction on June 20, 2024.

1 4. Attached as **Exhibit 3** is a true and correct copy of the Medicare Learning
2 Network (“MLN”) Booklet titled “Federally Qualified Health Center” dated January 2024,
3 retrieved at my direction and accessible at URL
4 <https://www.cms.gov/files/document/mln006397-federally-qualified-health-center.pdf>.

5 5. Attached as **Exhibit 4** is a true and correct copy of the Health Resources &
6 Services Administration (“HRSA”) web page titled “Teaching Health Center Graduate Medical
7 Education (THCGME) Program”, located at URL [https://bhw.hrsa.gov/funding/apply-](https://bhw.hrsa.gov/funding/apply-grant/teaching-health-center-graduate-medical-education)
8 [grant/teaching-health-center-graduate-medical-education](https://bhw.hrsa.gov/funding/apply-grant/teaching-health-center-graduate-medical-education), which was captured at my direction on
9 June 20, 2024.

10 6. Attached as **Exhibit 5** is a true and correct screen capture of the “Overview” page
11 of acgme.org, located at URL <https://www.acgme.org/about/overview>, which was captured at my
12 direction on June 20, 2024.

13 7. Attached as **Exhibit 6** is a true and correct screen capture of the American
14 Osteopathic Association’s June 30, 2020 news release titled: “AOA, ACGME and AACOM
15 Usher in New Era of Single Accreditation for Graduate Medical Education” located at URL
16 [https://osteopathic.org/2020/06/30/aoa-acgme-and-aacom-usher-in-new-era-of-single-](https://osteopathic.org/2020/06/30/aoa-acgme-and-aacom-usher-in-new-era-of-single-accreditation-for-graduate-medical-education-2/)
17 [accreditation-for-graduate-medical-education-2/](https://osteopathic.org/2020/06/30/aoa-acgme-and-aacom-usher-in-new-era-of-single-accreditation-for-graduate-medical-education-2/), which was captured at my direction on June 20,
18 2024.

19 8. Attached as **Exhibit 7** is a true and correct copy of the Department of Health &
20 Human Services letter to Sea Mar dated December 7, 2022.

21 9. Attached as **Exhibit 8** is a true and correct copy of the Health Resources &
22 Services Administration (“HRSA”) web page titled “Teaching Health Center Graduate Medical
23 Education (THCGME) Academic Year 2023-2024 Awardees”, located at URL
24 [https://bhw.hrsa.gov/funding/apply-grant/teaching-health-center-graduate-medical-](https://bhw.hrsa.gov/funding/apply-grant/teaching-health-center-graduate-medical-education/ay2023-2024-awardees)
25 [education/ay2023-2024-awardees](https://bhw.hrsa.gov/funding/apply-grant/teaching-health-center-graduate-medical-education/ay2023-2024-awardees), which was captured at my direction on June 20, 2024.
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1 10. Attached as **Exhibit 9** is a true and correct copy of the Accreditation Council for
2 Graduate Medical Education (“ACGME”) Program History Summary regarding Sea Mar.

3 11. Attached as **Exhibit 10** is a true and correct copy of a letter sent by the ACGME
4 to Dr. Ramos Jimenez (of Sea Mar) dated October 5, 2023.

5 12. Attached as **Exhibit 11** is a true and correct copy of a letter sent by the ACGME
6 to Dr. Ramos Jimenez (of Sea Mar) dated December 5, 2023.

7 13. Attached as **Exhibit 12** is a true and correct copy of the site visit schedule sent by
8 ACGME to Sea Mar.

9 14. Attached as **Exhibit 13** is a true and correct copy of the ACGME web page titled
10 “Accreditation Field Representatives”, located at URL [https://www.acgme.org/about/board-and-](https://www.acgme.org/about/board-and-staff/field-representatives/)
11 [staff/field-representatives/](https://www.acgme.org/about/board-and-staff/field-representatives/), which was captured at my direction on June 21, 2024.

12 15. Attached as **Exhibit 14** is a true and correct copy of a letter sent by the ACGME
13 to Dr. Ramos Jimenez (of Sea Mar) dated January 23, 2024.

14 16. Attached as **Exhibit 15** is a true and correct copy of an email sent by the ACGME
15 to Dr. Ricardo Jimenez (and other Sea Mar employees) dated April 21, 2024.

16 17. Attached as **Exhibit 16** is a true and correct copy of a letter sent by the ACGME
17 to Dr. Ramos Jimenez (of Sea Mar) dated April 26, 2024.

18 18. Attached as **Exhibit 17** is a true and correct copy of the ACGME’s Policies and
19 Procedures dated October 18, 2023, retrieved at my direction and accessible at URL
20 https://www.acgme.org/globalassets/ab_acgmepoliciesprocedures.pdf.

21 19. Attached as **Exhibit 18** is a true and correct copy of the ACGME Program
22 Requirements for Graduate Medical Education in Family Medicine dated July 1, 2023, retrieved
23 at my direction and accessible at URL
24 [https://www.acgme.org/globalassets/pfassets/programrequirements/120_familymedicine_2023.p](https://www.acgme.org/globalassets/pfassets/programrequirements/120_familymedicine_2023.pdf)
25 [df](https://www.acgme.org/globalassets/pfassets/programrequirements/120_familymedicine_2023.pdf).
26

1 20. Attached as **Exhibit 19** is a true and correct screen capture of the “Fees” page of
2 acgme.org, located at URL [https://www.acgme.org/about/policies-and-related-](https://www.acgme.org/about/policies-and-related-materials/fees/#:~:text=All%20accredited%20Sponsoring%20Institutions%20are,January%201%20of%20each%20year.&text=The%20fee%20for%20an%20appeal,or%20recognition%20decision%20is%20%2410%2C000)
3 [materials/fees/#:~:text=All%20accredited%20Sponsoring%20Institutions%20are,January%201](https://www.acgme.org/about/policies-and-related-materials/fees/#:~:text=All%20accredited%20Sponsoring%20Institutions%20are,January%201%20of%20each%20year.&text=The%20fee%20for%20an%20appeal,or%20recognition%20decision%20is%20%2410%2C000)
4 [%20of%20each%20year.&text=The%20fee%20for%20an%20appeal,or%20recognition%20dec](https://www.acgme.org/about/policies-and-related-materials/fees/#:~:text=All%20accredited%20Sponsoring%20Institutions%20are,January%201%20of%20each%20year.&text=The%20fee%20for%20an%20appeal,or%20recognition%20decision%20is%20%2410%2C000)
5 [sion%20is%20%2410%2C000](https://www.acgme.org/about/policies-and-related-materials/fees/#:~:text=All%20accredited%20Sponsoring%20Institutions%20are,January%201%20of%20each%20year.&text=The%20fee%20for%20an%20appeal,or%20recognition%20decision%20is%20%2410%2C000), which was captured at my direction on June 21, 2024.

6 21. Attached as **Exhibit 20** is a true and correct copy of a letter sent by David B.
7 Robbins to ACGME dated May 10, 2024.

8 22. Attached as **Exhibit 21** is a true and correct copy of a letter sent by the ACGME
9 to Dr. Ramos Jimenez dated May 13, 2024.

10 23. Attached as **Exhibit 22** is a true and correct copy of a letter sent by David B.
11 Robbins to ACGME dated May 17, 2024.

12 24. Attached as **Exhibit 23** is a true and correct copy of a letter sent by Tami Walters
13 (of the ACGME) to David B. Robbins dated May 23, 2024.

14 25. Attached as **Exhibit 24** is a true and correct copy of a letter sent by David B.
15 Robbins to Tami Walters (of the ACGME) dated May 29, 2024.

16 26. Attached as **Exhibit 25** is a true and correct copy of a letter sent by Tami Walters
17 (of the ACGME) to David B. Robbins dated May 31, 2024.

18 27. Attached as **Exhibit 26** is a true and correct copy of the ACGME’s Site Visit
19 Report regarding their February 20, 2024, site visit to Sea Mar.

20 28. Attached as **Exhibit 27** is a true and correct copy of a letter sent by Tami Walters
21 (of the ACGME) to Dr. Ramos Jimenez dated June 4, 2024.

22 29. Attached as **Exhibit 28** is a true and correct copy of a letter sent by David B.
23 Robbins to Tami Walters (of the ACGME) dated June 14, 2024.

24 30. Attached as **Exhibit 29** is a true and correct copy of a letter sent by Tami Walters
25 (of the ACGME) to David B. Robbins dated June 14, 2024.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

EXECUTED this 21st day of June, 2024, at Portland, Oregon.

s/ Adrianna M. Simonelli
Adrianna M. Simonelli

CERTIFICATE OF SERVICE

I certify under penalty of perjury that on June 21, 2024, I caused the following to be served the foregoing DECLARATION OF ADRIANNA M. SIMONELLI IN SUPPORT OF PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION by the method(s) indicated:

<p>Douglas Carlson DOUGLAS CARLSON LLC c/o Accreditation Council for Graduate Medical Education 401 North Michigan Avenue, Suite 2000 Chicago, IL 60611 Tel.: (312) 241-1166 Email: carlson@dougcarlsonlaw.com <i>Attorney for Accreditation Council for Graduate Medical Education</i></p>	<p><input type="checkbox"/> Via hand delivery <input type="checkbox"/> Via U.S. Mail, 1st Class, Postage Prepaid <input type="checkbox"/> Via Overnight Delivery <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via Email <input type="checkbox"/> Other: _____</p>
<p>Vanessa Soriano Power STOEL RIVES LLP 600 University Street, Suite 3600 Seattle, WA 98101 Email: vanessa.power@stoel.com Nathan Shafroth Doug Sprague COVINGTON & BURLING LLP 415 Mission St., Ste. 5400 San Francisco, CA 94105 Email: nshafroth@cov.com Email: dsprague@cov.com <i>Attorneys for Accreditation Council for Graduate Medical Education</i></p>	<p><input type="checkbox"/> Via hand delivery <input type="checkbox"/> Via U.S. Mail, 1st Class, Postage Prepaid <input type="checkbox"/> Via Overnight Delivery <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via Email <input type="checkbox"/> Other: _____</p>

DATED this 21st day of June, 2024.

s/ Matthew P. Gordon
Matthew P. Gordon